

HOUSE JOURNAL

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IDAHO LEGISLATURE

SECOND REGULAR SESSION
SIXTY-FIRST LEGISLATURE

FIFTY-NINTH LEGISLATIVE DAY
WEDNESDAY, MARCH 7, 2012

House of Representatives

The House convened at 1 p.m., the Speaker in the Chair.

Roll call showed all 70 members present.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Derek Nuxoll, Page.

Approval of Journal

March 7, 2012

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have read and approved the House Journal of the Fifty-eighth Legislative Day and recommend that same be adopted as corrected.

WILLS, Chairman

Mr. Wills moved that the report be adopted. Seconded by Mr. Burgoyne. Report adopted.

Consideration of Messages from the Governor and the Senate

OFFICE OF THE GOVERNOR
Boise

March 6, 2012

The Honorable Lawrence Denney
Speaker of the House

Dear Mr. Speaker:

I have the honor to advise you that I have signed today and am transmitting to the Secretary of State the following House bills, to wit:

[H 394](#), [H 358](#), as amended in the Senate, [H 405](#), [H 438](#), [H 446](#), and [H 469](#)

As Always - Idaho, "Esto Perpetua"
/s/ C.L. "Butch" Otter
Governor

March 6, 2012

Mr. Speaker:

I return herewith enrolled [H 574](#), [H 419](#), [H 466](#), [H 467](#), [H 468](#), [H 498](#), and [H 482](#) which have been signed by the President.

NOVAK, Secretary

Enrolled [H 574](#), [H 419](#), [H 466](#), [H 467](#), [H 468](#), [H 498](#), and [H 482](#) were referred to the Judiciary, Rules, and Administration Committee for delivery to the Governor.

March 6, 2012

Mr. Speaker:

I transmit herewith [S 1356](#), as amended, [S 1335](#), and [S 1343](#) which have passed the Senate.

NOVAK, Secretary

[S 1356](#), as amended, [S 1335](#), and [S 1343](#) were filed for first reading.

March 6, 2012

Mr. Speaker:

I return herewith [H 465](#), [H 492](#), [H 546](#), [H 499](#), [H 521](#), [H 534](#), [H 441](#), [H 442](#), [H 500](#), [H 501](#), [H 472](#), and [HCR 34](#) which have passed the Senate.

NOVAK, Secretary

[H 465](#), [H 492](#), [H 546](#), [H 499](#), [H 521](#), [H 534](#), [H 441](#), [H 442](#), [H 500](#), [H 501](#), [H 472](#), and [HCR 34](#) were referred to the Judiciary, Rules, and Administration Committee for enrolling.

Report of Standing Committees

March 7, 2012

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed [H 635](#), [H 636](#), [H 637](#), [H 638](#), [H 639](#), and [H 640](#).

WILLS, Chairman

[H 635](#), [H 636](#), [H 637](#), and [H 638](#) were filed for second reading.

[H 639](#) and [H 640](#) were referred to the Judiciary, Rules, and Administration Committee.

March 7, 2012

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed House amendments to [H 587](#), [S 1243](#), as amended in the House, [H 594](#), [H 566](#), and [H 573](#).

WILLS, Chairman

March 7, 2012

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled [H 484](#), [H 489](#), and [H 517](#).

WILLS, Chairman

The Speaker announced he was about to sign enrolled [H 484](#), [H 489](#), and [H 517](#) and, when so signed, ordered them transmitted to the Senate for the signature of the President.

March 7, 2012

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have engrossed [H 587](#), as amended, [H 594](#), as amended, [H 566](#), as amended, and [H 573](#), as amended.

WILLS, Chairman

[H 587](#), as amended, [H 594](#), as amended, [H 566](#), as amended, and [H 573](#), as amended, were filed for first reading of engrossed bills.

March 7, 2012

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled [H 389](#) to the Governor at 8:20 a.m., as of this date, March 6, 2012.

WILLS, Chairman

March 6, 2012

Mr. Speaker:

We, your COMMITTEE ON HEALTH AND WELFARE, report that we have had under consideration [H 487](#) and [H 609](#) and recommend that they do pass.

MCGEACHIN, Chairman

[H 487](#) and [H 609](#) were filed for second reading.

March 6, 2012

Mr. Speaker:

We, your COMMITTEE ON HEALTH AND WELFARE, report that we have had under consideration [H 486](#), as amended, and report it back with amendments attached to be placed on General Orders for consideration.

MCGEACHIN, Chairman

[H 486](#), as amended, was placed on General Orders for consideration.

March 6, 2012

Mr. Speaker:

We, your COMMITTEE ON TRANSPORTATION AND DEFENSE, report that we have had under consideration [H 583](#) and recommend that it do pass.

PALMER, Chairman

[H 583](#) was filed for second reading.

There being no objection, the House advanced to the Eighth Order of Business.

Introduction, First Reading, and Reference of Bills and Joint Resolutions

HOUSE BILL NO. 641 BY APPROPRIATIONS COMMITTEE AN ACT

RELATING TO APPROPRIATIONS; AMENDING SECTION 2, CHAPTER 161, LAWS OF 2011, TO APPROPRIATE ADDITIONAL MONEYS TO THE DEPARTMENT OF FISH AND GAME FOR FISCAL YEAR 2012; APPROPRIATING MONEYS TO THE DEPARTMENT OF FISH AND GAME FOR FISCAL YEAR 2013; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; PROVIDING GUIDANCE FOR EMPLOYEE COMPENSATION AND BENEFITS; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 642 BY APPROPRIATIONS COMMITTEE AN ACT

APPROPRIATING MONEYS TO THE IDAHO COMMISSION FOR LIBRARIES FOR FISCAL YEAR 2013; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; AND PROVIDING GUIDANCE FOR EMPLOYEE COMPENSATION AND BENEFITS.

HOUSE BILL NO. 643 BY APPROPRIATIONS COMMITTEE AN ACT

APPROPRIATING MONEYS TO THE SECRETARY OF STATE FOR FISCAL YEAR 2013; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; AND PROVIDING GUIDANCE FOR EMPLOYEE COMPENSATION AND BENEFITS.

HOUSE BILL NO. 644 BY APPROPRIATIONS COMMITTEE AN ACT

APPROPRIATING MONEYS TO THE IDAHO STATE HISTORICAL SOCIETY FOR FISCAL YEAR 2013; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; AND PROVIDING GUIDANCE FOR EMPLOYEE COMPENSATION AND BENEFITS.

[H 641](#), [H 642](#), [H 643](#), and [H 644](#) were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

[S 1243](#), as amended in the House, as amended in the House, by Transportation Committee, was introduced, read the first time by title, and filed for second reading.

[S 1356](#), as amended, by Judiciary and Rules Committee, was introduced, read the first time by title, and referred to the Transportation and Defense Committee.

[S 1335](#), by State Affairs Committee, was introduced, read the first time by title, and referred to the Environment, Energy, and Technology Committee.

[S 1343](#), by State Affairs Committee, was introduced, read the first time by title, and referred to the State Affairs Committee.

First Reading of Engrossed Bills

[H 587](#), as amended, by State Affairs Committee, was introduced, read the first time by title, and filed for second reading.

[H 594](#), as amended, by Revenue and Taxation Committee, was introduced, read the first time by title, and filed for second reading.

[H 566](#), as amended, and [H 573](#), as amended, by Education Committee, were introduced, read the first time by title, and filed for second reading.

Second Reading of Bills and Joint Resolutions

[H 608](#), by State Affairs Committee, was read the second time by title and filed for third reading.

[S 1350](#), [S 1351](#), [S 1352](#), [S 1353](#), and [S 1354](#), by Finance Committee, were read the second time by title and filed for third reading.

Third Reading of Bills and Joint Resolutions

[H 440](#) - FEES AND TAXES - INSURANCE FUNDING

[H 440](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Rusche to open debate.

S 1333 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Bolz to open debate.

The question being, "Shall [S 1333](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barbieri, Barrett, Bateman, Batt, Bayer, Bedke, Bell, Bilbao, Black, Block(Block), Bolz, Boyle, Burgoyne, Chadderdon, Collins, Crane, DeMordaunt, Ellsworth, Eskridge, Gibbs, Guthrie, Hagedorn, Hart, Hartgen, Harwood(DeVries), Henderson, Jaquet, Lake, Loertscher, Luker, Marriott, McGeachin, McMillan, Moyle, Nessel, Nielsen, Nonini, Palmer, Patrick, Pence, Perry, Raybould, Roberts, Schaefer, Shepherd, Shirley, Simpson, Sims, Smith(24), Stevenson, Thayne, Thompson, Trail, Vander Woude, Wood(27), Wood(35), Mr. Speaker. Total – 59.

NAYS – Buckner-Webb, Chew, Cronin, Higgins, Killen, Lacey, Ringo, Rusche, Smith(30). Total – 9.

Absent and excused – King, Wills. Total – 2.

Total – 70.

Whereupon the Speaker declared that [S 1333](#) passed the House. Title was approved and the bill ordered returned to the Senate.

Mr. Moyle asked unanimous consent that the remaining bills on the Third Reading Calendar retain their places for one legislative day. There being no objection, it was so ordered.

There being no objection, the House advanced to the Sixteenth Order of Business.

Adjournment

Mr. Moyle moved that the House adjourn until 10:30 a.m., Thursday, March 8, 2012. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker declared the House adjourned at 1:59 p.m.

LAWERENCE DENNEY, Speaker

ATTEST:

BONNIE ALEXANDER, Chief Clerk